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2  
3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

5 \* \* \*

6 William Alexander Lee,

7 Plaintiff,

8 v.

9 Yellow Checker Star Transportation Taxi  
Management, et al.,

10 Defendants.

Case No. 2:23-cv-00919-APG-DJA

11 **Order**

12 Before the Court is Plaintiff's motion "for discovery." (ECF No. 33). Plaintiff moves the  
13 Court to require Defendants to engage in depositions, produce documents, and respond to  
14 interrogatories. (*Id.*). However, Plaintiff must request these things from Defendants directly, not  
15 from the Court. *See* Fed. R. Civ. P. 30 (governing depositions); *see* Fed. R. Civ. P. 34 (governing  
16 requests for production of documents); *see* Fed. R. Civ. P. 33 (governing interrogatories). Under  
17 Federal Rule of Civil Procedure 5(d)(1)(A) and Local Rule 26-7, discovery requests and  
18 responses must not be filed until they are used in the proceeding or the Court orders filing. So,  
19 the Court denies Plaintiff's motion and strikes it from the docket. *See* LR IA 10-1(d).

20 Additionally, the Court informs Plaintiff that discovery has not yet commenced. This is  
21 because, under Federal Rule of Civil Procedure 26(d)(1), a party may not seek discovery from  
22 any source before the parties have conferred as required by Federal Rule of Civil Procedure 26(f).  
23 Plaintiff has not filed the discovery plan required by Federal Rule of Civil Procedure 26(f)(3) and  
24 Local Rule<sup>1</sup> 26-1 that follows the Rule 26(f) conference. So, his request for discovery is  
25 premature. The Court reminds Plaintiff of his obligation to initiate the scheduling of the Federal

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27 <sup>1</sup> This refers to the Local Rules of Practice for the United States District Court for the District of  
28 Nevada. These rules can be found online at <https://www.nvd.uscourts.gov/court-information/rules-and-orders/>

1 Rule of Civil Procedure 26(f) conference “to be held within 30 days after the first defendant  
2 answers or otherwise appears.” *See* Local Rule 26-1(a).

3  
4 **IT IS THEREFORE ORDERED** that Plaintiff’s motion (ECF No. 33) is **denied**. The  
5 Clerk of Court is kindly directed to **strike** ECF No. 33 from the docket and to **send** Plaintiff a  
6 copy of this order.

7  
8 DATED: October 21, 2024



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DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE